

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re PATENT application of:

Applicant: Birkenbach et al. Serial No: 10/715,962
Filed: November 18, 2003 Examiner: Matthew J. Kasztejna
Title: DEVICE, SYSTEM AND METHOD FOR INTEGRATING DIFFERENT MEDICALLY
APPLICABLE APPARATUSES
Art Unit: 3739

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

MS AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision dated October 28, 2008, of the Primary Examiner finally rejecting claims 2, 3, 6, 9, 10, 20, 22, and 24-28.

Applicant is:

☐ a small entity ☒ other than a small entity
\$270.00 Fee \$540.00 Fee

Fee Payment:

☒ Attached is a check covering the aforesaid fee
☐ Credit card payment covering the fee
☐ Not required (fee paid in prior appeal in this application)
☐ Charge fee to Deposit Account No. 18-0988 under Attorney Docket No. <>

The Commissioner is authorized to charge any additional fee which may be required by this notice, or credit any overpayment, to Deposit Account No. 18-0988 under Docket No. SCHWP0184USA.

Respectfully submitted,

/Jason A. Worgull/
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